UNITED STATES BANKRUPTCY COURT FOR DISTRICT OF RHODE ISLAND

IN RE: NEWPORT CREAMERY, INC.

BK No: 01-13196 CHAPTER 7

Andrew Richardson, Trustee of the Newport Creamery, Inc. : Plaintiff/Appellee :

Vs.

Bk. A.P. No. 01-1118

Robert E. Swain,
Rocomi Enterprises, LLC
Newport Creamery, L.P.;
NewBerg, L.P.
NewHart, L.P., and
Tarpon Highlands Development Corporation,
A/k/a Tarpon Highlands Development Company, LLC.
Defendants

EMERGENCY MOTION TO COMPEL DISCLOSURE PURSUANT TO 11 USC 704 (7)

Now come Defendants in the above-entitled matter and file this Emergency Motion To Compel Disclosure of information required to be provided to Defendants by 11 USC 704 (7). Despite a reasonable request for such information, on a schedule sensitive to the Plaintiff's needs, Plaintiff has explicitly refused to provide even a single disclosure.

Defendant asks that the requested information be provided no later than Tuesday October 9, 2001.



Defendants
By Their Counsel

Keven A. McKenna, #662 Keven A. McKenna, P.C. Attorneys at Law 23 Acorn Street Providence, RI 02903 (401) 273-8200 Tel. (401) 521-5820 Fax. KevenM@McKennalaw.cc

CERTIFICATION

I hereby certify that on the day of October, 2001, I caused a copy of this Motion to be mailed and Faxed to Andrew Richardson, Trustee, and to his counsel, Boyajian, Harrington, and Richardson, 192 Waterman Street, Providence, Rhode Island 02903.